



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Marshall MILLER et al.

Application No.: 10/733,647

Confirmation No.: 1634

Filed: December 12, 2003

For: BLOW CYLINDER WITH FLUID  
CUSHION

Art Unit: 3745

Examiner: Not Yet Assigned

Attorney Docket No.: 29953-187825

Customer No:

26694

PATENT TRADEMARK OFFICE

**PETITION FOR FILING WHEN AN INVENTOR CANNOT BE REACHED**

**UNDER 37 C.F.R. § 1.47(a)**

Commissioner for Patents  
Post Office Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This Petition is filed under 37 C.F.R. § 1.47(a) and in accordance with the guidance given in MPEP § 409.03(d) to request that the above-identified application be forwarded for examination. A copy of a document from the Department of the Army ordering Marshall MILLER to active duty in the Army Reserves for operation Iraqi Freedom is submitted herewith.

To comply with 37 C.F.R. § 1.63(a), applicant must submit an executed oath or declaration for the nonprovisional application. One of the inventors, Mr. Marshall MILLER, was called to report for active duty in the Army Reserves on December 7, 2003, and therefore cannot be reached either by telephone or by mail for a lengthy period of time.

05/19/2004 CCHAU1 00000103 10733647

01 FC:1051 130.00 DA  
02 FC:1460 130.00 DA

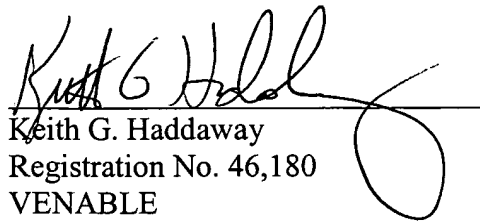
Mr. MILLER is a joint inventor of the application. The other inventor is Mr. Bernie KLINGENMAIER. Pursuant to 37 C.F.R. § 1.47(a) and MPEP 409.03(a), the accompanying DECLARATION FOR UNITED STATES PATENT APPLICATION is signed by Mr. KLINGENMAIER on behalf of Mr. MILLER.

At the time the invention was made, Mr. MILLER was employed by Graham Packaging Company, L.P., as an engineer. Mr. MILLER's last day worked was November 12, 2003. As of November 19, 2003, Mr. MILLER's address was 505 E. 3rd Street, Oil City, Pennsylvania 16301.

In view of the above, it is respectfully requested that the filing of the declaration and power of attorney signed by the joint inventor, Bernie KLINGENMAIER, on behalf of Mr. MILLER, as set forth in 37 C.F.R. § 1.47(a) and MPEP 409.03(a), together with a check which covers the petition fee of \$130 under 37 C.F.R. § 1.17(h) and the surcharge in compliance with the "Notice to File Missing Parts" be considered and that the application be forwarded to the examining group for consideration on the merits. If no check is attached, or if the check is for an insufficient amount, please charge the balance due to our Deposit Account No. 22-0261.

Respectfully submitted,

Date: May 18, 2004

  
Keith G. Haddaway  
Registration No. 46,180  
VENABLE  
P.O. Box 34385  
Washington, DC 20043-9998  
Telephone: (202) 344-4000  
Direct Dial: (202) 344-8009  
Fax: (202) 344-8300

DOCS1DC2/545069



DEPARTMENT OF THE ARMY  
99TH REGIONAL READINESS COMMAND  
99 SOLDIERS LANE  
CORAOPOLIS, PENNSYLVANIA 15108-2550

ORDERS 03 328-001

24 November 2003

MILLER MARSHALL MONROE  
1302 COUNTY LINE RD  
VENUS, PA 16354-1314

167-46-3799 SPC  
0458 EN BN CBT CORPS (WRJ5AA)  
JOHNSTOWN, PA 15905-1498

You are ordered to Active Duty as a member of your Reserve Component unit for the period indicated unless sooner released or unless extended. Proceed from your current location in sufficient time to report by the date specified. You enter active duty upon reporting to unit home station.

Report to: 0458 EN BN CBT CORPS (WRJ5AA), 1300 ST CLAIR ROAD, JOHNSTOWN, PA 15905-1498 Report On: 07 December 2003

Report to: Fort McCoy, Building 102, Fort McCoy, WI 54656 Report On: 10 December 2003

Period of active duty: 548 Days

Purpose: Mobilization for IRAQI FREEDOM (IRAQ) (2003 - TBD)

Mobilization category code: "V"

Additional (01, 02, 03, 04, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 20) See page 2

#### FOR ARMY USE

AUTHORITY: HQDAMSG080037ZNOV03/DAMO-ODOM/ORDTYP/MOBORD/HQDAONE/OKF/OIF NO.482-04

#### Accounting classification:

2142010.0000 01-1100 PIX1A00 11\*\*/12\*\* VIRQ F9203 5570 S12120

2142010.0000 01-1100 P2K2A00 11\*\*/12\*\* VIRQ F9203 5570 S12120

2142020.0000 01-1100 P135198 21\*\*/22\*\*/25\*\* VIRQ F9203 5570 S99999

Sex: M

MDC: PMEO

PMOS/AOC/ASI/LIC: 21R1

HOR: VENUS, PA

PEBD: 01 February 1995

DOB: 01 February 1982

Security Clearance: NONE

Comp: USAR

Format: 165

#### FOR THE COMMANDER:

\*\*\*\*\*  
\* OFFICIAL \*  
\* 99TH REC \*  
\*\*\*\*\*  
JOHN J. FERENCE  
COL, GS, USAR  
DEPUTY CHIEF OF STAFF, G1

DISTRIBUTION: M1 PLUS  
INDIVIDUAL CONCERNED (4)  
FAMILY ASSISTANCE OFFICER (1)  
MPRJ  
FILE (ORIGINAL + 1)

ACTIVE Duty  
ORDERS